

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

103 B



FROM: TLMA - Transportation Department

SUBMITTAL DATE:
July 1, 2014

SUBJECT: Resolution No. 2014-073 Summarily Vacating Portions of Borel Road in the French Valley Area. This Project is Exempt Pursuant to the California Environmental Quality Act. 3rd/3rd District; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the project to vacate portions of Borel Road is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15301 and 15061 (b)(3) of the State CEQA Guidelines; and
2. Adopt Resolution No. 2014-073, Summarily Vacating Portions of Borel Road in the French Valley Area; and
3. Direct the Clerk of the Board to deliver the Notice of Exemption to the Office of the County Clerk for filing within five (5) working days of this Board of Supervisors hearing.

BACKGROUND:

Summary

The Economic Development Agency is requesting the vacation of portions of Borel Road within and adjacent to the French Valley Airport that is excess rights-of-way and no longer needed for public use. The original alignment of Borel Road was accepted into the County Maintained Road System by Board of Supervisors resolution per Supervisor's Minutes Volume 40, Pages 238 through 240, inclusive, dated May 3, 1948. This original alignment of Borel Road was never vacated when the French Valley Airport runway was extended. Borel Road was realigned to the south of the French Valley Airport boundary by Instrument No. 032515, recorded January 30, 1992, Official Records of Riverside County, California,

Patricia Romo
Assistant Director of Transportation

Juan C. Perez, Director of Transportation and Land Management

WJH

Attachments: Resolution No. 2014-073
Exhibits "A" and "B" and CEQA Notice of Exemption

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None
Date: July 29, 2014
xc: Transp.; Recorder

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.

District: 3/3

Agenda Number:

2-16

FORM APPROVED COUNTY COUNSEL
BY:
DATE: 7/1/14
PATRICIA MUNROE

Departmental Concurrence

REVIEWED BY EXECUTIVE OFFICE
DATE: 7/1/14
Tina Grande

Dep't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Resolution No. 2014-073 Summarily Vacating Portions of Borel Road in the French Valley Area.
This Project is Exempt Pursuant to the California Environmental Quality Act. 3rd/3rd District; [\$0]

DATE: July 1, 2014

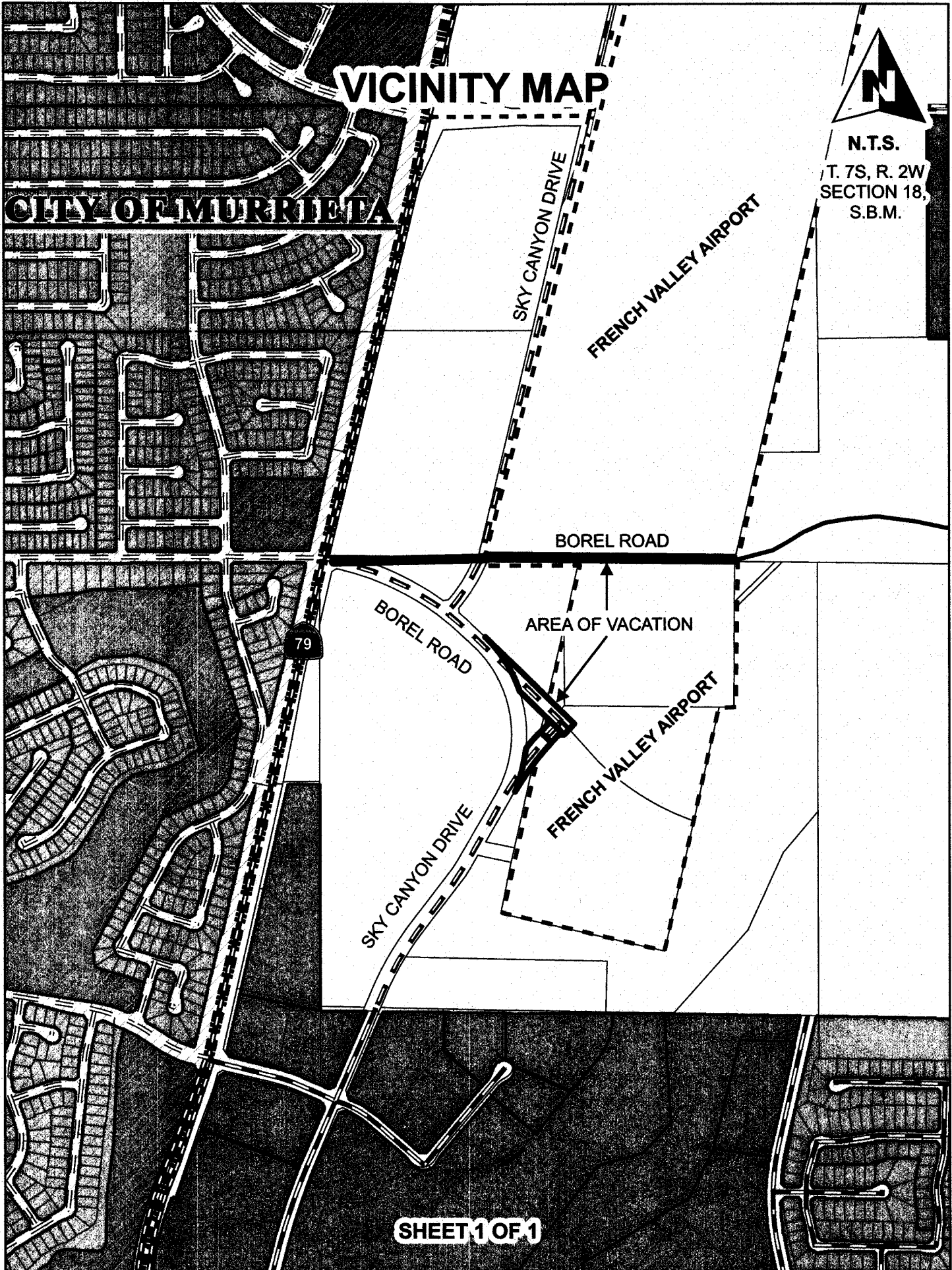
PAGE: 2 of 2

BACKGROUND:

Summary (continued)

and a small portion of this realigned Borel Road is now within the area of the airport runway protection zone. A settlement agreement was reached in December 2013 between the County of Riverside and the Borel family to realign Borel Road to provide continued county maintained access to the properties easterly of the airport that had been fenced off by the expansion of the French Valley Airport runway in 2006 and to vacate the excess rights-of-way created by the realignment. This realignment of Borel Road has been placed in the County Maintained Road System.

No access will be eliminated to any parcel by this vacation. As determined in the attached Notice of Exemption, the project is exempt from the provisions of CEQA pursuant to Categorical Exemptions 15301 and 15061 (b)(3) of the State CEQA Guidelines. The project will not result in any specific or general exceptions to the use of the categorical exemption and will not cause any direct or indirect physical environmental impacts.



VICINITY MAP

CITY OF MURRIETA

N
N.T.S.
T. 7S, R. 2W
SECTION 18,
S.B.M.

BOREL ROAD

AREA OF VACATION

BOREL ROAD

FRENCH VALLEY AIRPORT

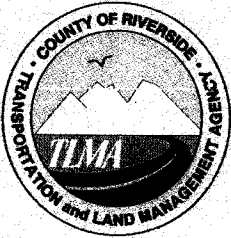
SKY CANYON DRIVE

SKY CANYON DRIVE

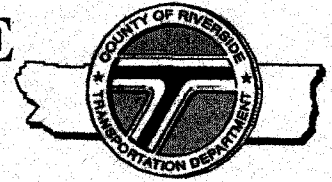
FRENCH VALLEY AIRPORT

79

SHEET 1 OF 1



COUNTY OF RIVERSIDE TRANSPORTATION AND LAND MANAGEMENT AGENCY



Juan C. Perez, P.E., T.E.
Director of Transportation

Transportation Department NOTICE OF EXEMPTION

PROJECT TITLE: Vacation of Portions of Borel Road
Work Order #ZSU9180, Task Code #Z1530

May 29, 2014
Original Negative Declaration/Notice of
Determination was routed to County
Clerks for posting on.

PROJECT SPONSOR: Riverside County Transportation Department

8/1/14
Date

42
Initial

PROJECT LOCATION: Located in Western Riverside County, Murrieta Hot Springs Community

SUPERVISORIAL DISTRICT: Third

PROJECT DESCRIPTION: The Riverside County Transportation Department (RCTD) proposes to vacate portions of Borel Road within and adjacent to the French Valley Airport that are excess rights-of-way and no longer needed for public use. The original alignment of Borel Road was accepted into the County Maintained Road System by Board of Supervisors resolution per Supervisor's Minutes Volume 40, Pages 238 through 240, inclusive, dated May 3, 1948. This original alignment of Borel Road was never vacated when the French Valley Airport runway was extended. Borel Road was realigned to the south of the French Valley Airport boundary by Instrument No. 032515, recorded January 30, 1992, Official Records of Riverside County, California, and a small portion of this realigned Borel Road is now within the area of the airport runway protection zone.

A settlement agreement was reached in December 2013 between the County of Riverside and the Borel family to realign Borel Road to provide continued county maintained access to the properties easterly of the airport that had been fenced off by the expansion of the French Valley Airport runway in 2006 and to vacate the excess rights-of-way created by the realignment. This realignment of Borel Road has been placed in the County Maintained Road System. No access will be eliminated to any parcel by this vacation. The attached Exhibit "A" provides a legal description and map of the vacated portions of Borel Road.

In accordance with Section 7.3.4 of the Western Riverside County MSHCP, necessary operation and maintenance activities conducted for safety purposes along existing roadways are considered a covered activity. Therefore, no mitigation is required for the proposed improvements of this project.

The Riverside County Transportation Department Staff conducted a review of the above referenced project and has determined that the proposals qualify for a Categorical Exemption per the California Environmental Quality Act (CEQA) Guidelines and the Riverside County Rules to Implement CEQA.

The Riverside County Transportation Department has found that the above-described project is exempt from the provisions of the California Environmental Quality Act (CEQA), based on the following:

California Environmental Quality Act Guidelines, Section 15061 and Section 15301 (c)

By: Andrew Huneck, Senior Transportation Planner

Signed: Mary Zamboni
Russell Williams, Environmental Division Manager

JUL 29 2014 2-16

RIVERSIDE COUNTY CLERK & RECORDER

**AUTHORIZATION
TO BILL
BY JOURNAL VOUCHER**

-TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION: W.O.#ZSU9130, Task Code Z1530
NUMBER

AMOUNT: \$64.00


DATE: May 13, 2014

AGENCY: Riverside County Transportation Department

THIS AUTHORIZES THE COUNTY CLERK & RECORDER TO ISSUE A VOUCHER FOR PAYMENT OF ALL FILING AND HANDLING FEES FOR THE ACCOMPANYING DOCUMENT(S).

NUMBER OF DOCUMENTS INCLUDED: One (1)

AUTHORIZED BY: Russell Williams, Environmental Division Manager

Signature: 

PRESENTED BY: Andrew Huneck

-TO BE FILLED IN BY COUNTY CLERK-

ACCEPTED BY: _____

DATE: _____

RECEIPT # (S) _____

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KECIA HARPER-IHEM, CLERK OF THE BOARD
RIVERSIDE CO. CLERK OF THE BOARD
4080 LEMON STREET, 1ST FLOOR CAC
P O BOX 1147 - RIVERSIDE, CA 92502

MAIL STOP # 1010

AND WHEN RECORDED MAIL TO:

RETURN TO: STOP #1010
RIVERSIDE COUNTY CLERK OF THE BOARD
P. O. BOX 1147 - RIVERSIDE, CA 92502

DOC # 2014-0291355
08/01/2014

Customer Copy Label

The paper to which this label is
affixed has not been compared
with the filed/recorded document

Larry W Ward

County of Riverside
Assessor, County Clerk & Recorder

THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. 2014-073

Title of Document

**SUMMARILY VACATING PORTIONS OF BOREL ROAD
IN THE FRENCH VALLEY AREA
OF RIVERSIDE COUNTY, CALIFORNIA**

(THIRD SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 2-16 of 07/29/14)

2

3 **RESOLUTION NO 2014-073**

4 **SUMMARILY VACATING PORTIONS OF BOREL ROAD**

5 **IN THE FRENCH VALLEY AREA**

6 **OF RIVERSIDE COUNTY, CALIFORNIA,**

7 **(THIRD SUPERVISORIAL DISTRICT)**

8

9 **WHEREAS**, the hereinafter-described portions of Borel Road were established

10 by Board of Supervisors Resolution, per Supervisor's Minutes Volume 40, Pages 238-

11 240, inclusive, Dated May 3, 1948, and as described in Instrument No. 32515

12 Recorded January 30, 1992, both Official Records of Riverside County, California; and

13 **WHEREAS**, applicable procedures pertaining to summary vacation were

14 followed pursuant to the County's adopted resolutions for fixing procedures to vacate

15 and accept county highways and property offered for dedication; now, therefore,

16 **BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED** by the Board of

17 Supervisors of the County of Riverside, State of California, in regular session

18 assembled on July 29, 2014, as follows;

- 19 1. Pursuant to section 8330 (a) and 8334 (a) of the Streets and Highways Code
- 20 that the hereinafter-described portions of Borel Road have been superseded by
- 21 relocation and are excess rights-of-way, are no longer required for public street
- 22 and highway purposes and are hereby summarily vacated.
- 23 2. That the herein-described portions of Borel Road are unnecessary for present
- 24 or prospective public use, including use as a non-motorized transportation
- 25 facility.
- 26

28

FORM APPROVED COUNTY COUNSEL
 BY:  PATRICIA MUNROE
 7/9/14 DATE

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SEE LEGAL AND PLAT ATTACHED HERETO AS

EXHIBITS "A" AND "B" AND MADE A PART HEREOF

EXCEPTING AND RESERVING from the vacation an easement for any existing public utilities and public service facilities, together with the right to maintain, operate, replace, remove, or renew such facilities, pursuant to section 8340 of the Streets and Highways Code.

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the Clerk of the Board is directed to cause a certified copy of this resolution to be recorded in the office of the Recorder of the County of Riverside, California.

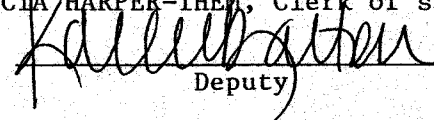
ROLL CALL:

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
Nays: None
Absent: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on the date therein set forth.

KECIA HARPER-IHEM, Clerk of said Board

By


Deputy

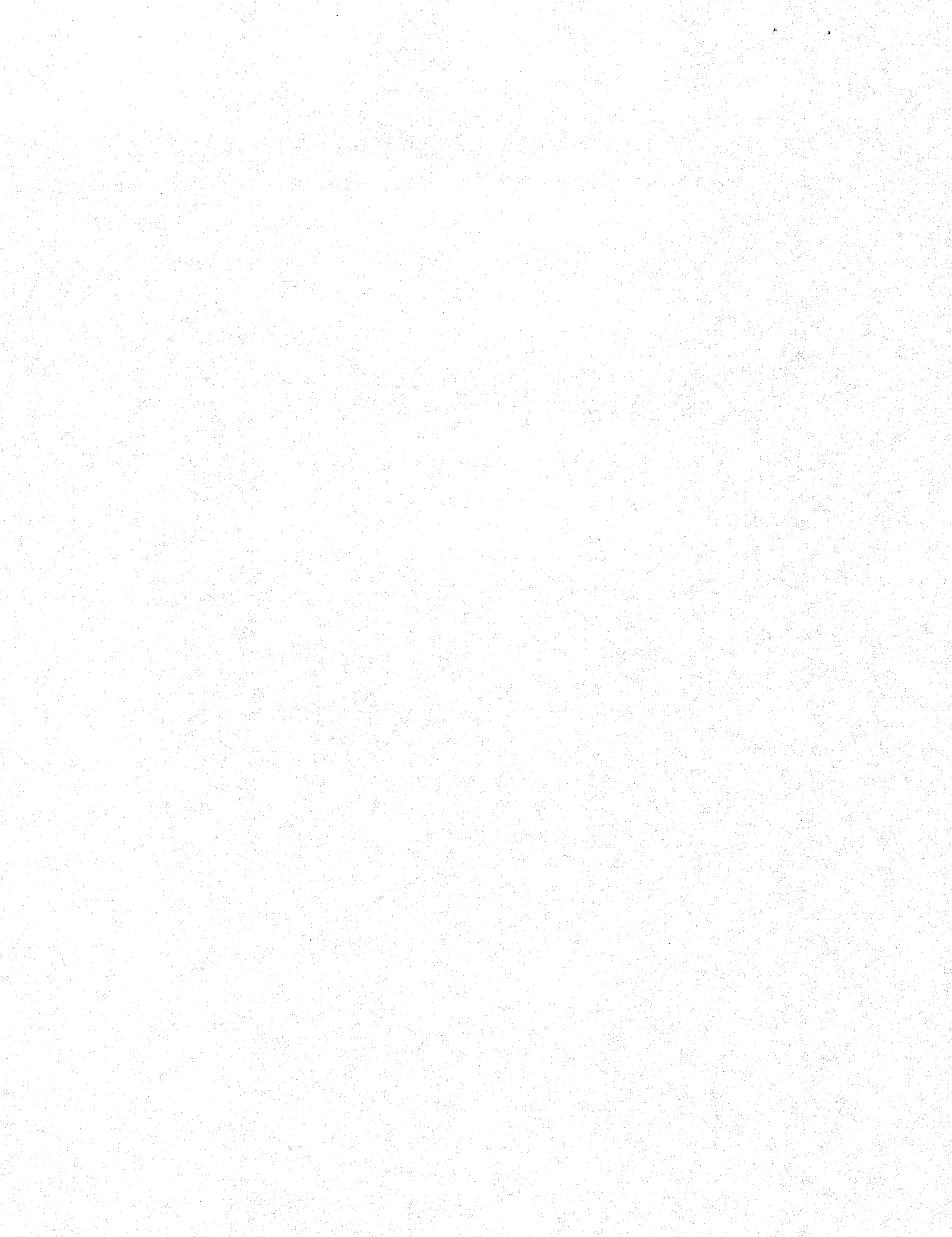


EXHIBIT "A"
VACATION OF PORTIONS OF BOREL ROAD
LEGAL DESCRIPTION

THOSE PORTIONS OF BOREL ROAD LYING WITHIN SECTIONS 7 AND 18, TOWNSHIP 7 SOUTH RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS :

PARCEL "1"

ALL OF THAT PORTION OF BOREL ROAD, ACCEPTED BY BOARD OF SUPERVISORS RESOLUTION, PER SUPERVISOR'S MINUTES VOLUME 40, PAGES 238 THROUGH 240, INCLUSIVE, DATED MAY 3, 1948, (UNDETERMINED WIDTH) ALONG THE SOUTH LINE OF SECTION 7 LYING NORTHEASTERLY OF INSTRUMENT NO. 31490, RECORDED JANUARY 29, 1992 AND INSTRUMENT NO. 32515, RECORDED JANUARY 30, 1992 BOTH OFFICIAL RECORDS OF RIVERSIDE COUNTY, AND WESTERLY OF THE EASTERLY BOUNDARY OF FRENCH VALLEY AIRPORT AS DESCRIBED IN INSTRUMENT NO. 324327, RECORDED DECEMBER 18, 1986 AND INSTRUMENT NO. 154434, RECORDED JULY 2, 1986 BOTH OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, EXCEPTING THAT PORTION LYING WITHIN THE RIGHT-OF-WAY OF SKY CANYON DRIVE (78.00 FEET WIDE) AS DESCRIBED IN INSTRUMENT NO. 032515, RECORDED JANUARY 30, 1992, AND INSTRUMENT NO. 031490, RECORDED JANUARY 29, 1992, BOTH OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA:

PARCEL "2"

THOSE PORTIONS OF PARCEL "A" AND "D" AND ALL OF PARCEL "B" OF BOREL ROAD AS SHOWN ON INSTRUMENT NO. 032515, RECORDED JANUARY 30, 1992, OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTERLINE INTERSECTION OF STATE HIGHWAY 79 (WINCHESTER ROAD) AS SHOWN ON RECORD OF SURVEY, FILED IN BOOK 101, PAGES 54 THROUGH 57, INCLUSIVE, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA AND SAID BOREL ROAD;

THENCE ALONG THE CENTERLINE OF SAID BOREL ROAD SOUTH 77°05'33"EAST A DISTANCE OF 104.19 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 1600.00 FEET;

THENCE ALONG SAID CURVE A DISTANCE OF 875.37 FEET THROUGH A CENTRAL ANGLE OF 31°20'37";

EXHIBIT "A"
VACATION OF PORTIONS OF BOREL ROAD
LEGAL DESCRIPTION

THENCE SOUTH 45°44'56"EAST A DISTANCE OF 817.05 FEET

THENCE LEAVING THE CENTERLINE OF SAID BOREL ROAD, SOUTH 44°15'04" WEST A DISTANCE OF 44.00 FEET TO THE MOST EASTERLY CORNER OF SAID PARCEL "B", ALSO BEING THE TRUE POINT OF BEGINNING;

THENCE SOUTH 89°16'10" WEST ALONG THE SOUTHEASTERLY LINE OF SAID PARCEL "B", A DISTANCE OF 32.53 FEET;

THENCE SOUTH 44°16'10" WEST CONTINUING ALONG THE SOUTHEASTERLY LINE OF SAID PARCEL "B" A DISTANCE OF 47.00 FEET TO THE MOST EASTERLY CORNER OF SAID PARCEL "A" ALSO BEING THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 1556.00 FEET;

THENCE ALONG THE SOUTHEASTERLY LINE OF SAID PARCEL "A" AND ALONG SAID TANGENT CURVE A DISTANCE OF 388.34 FEET THROUGH A CENTRAL ANGLE OF 14°17'59";

THENCE SOUTH 29°57'06" WEST CONTINUING ALONG SAID SOUTHEASTERLY LINE A DISTANCE OF 57.34 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE WESTERLY, HAVING A RADIUS OF 794.00 FEET WITH AN INITIAL RADIAL BEARING OF SOUTH 60°02'54" EAST ALSO BEING A POINT ON THE EASTERLY RIGHT OF WAY LINE OF THE NEW ALIGNMENT OF BOREL ROAD AS DEDICATED IN DOCUMENT NO. 1999-490292 RECORDED NOVEMBER 5, 1990, OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA;

THENCE ALONG SAID EASTERLY RIGHT OF WAY LINE AND CURVE NORTHERLY A DISTANCE OF 328.54 FEET THROUGH A CENTRAL ANGLE OF 23°42'27" TO A POINT ON THE WESTERLY LINE OF SAID PARCEL "A" BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 1644.00 FEET WITH AN INITIAL RADIAL BEARING OF SOUTH 83°45'21" EAST;

THENCE NORTHEASTERLY ALONG SAID WESTERLY LINE AND SAID CURVE A DISTANCE OF 145.55 FEET THROUGH A CENTRAL ANGLE OF 05°04'23" TO THE MOST WESTERLY CORNER OF SAID PARCEL "B";

THENCE NORTH 44°16'10" EAST ALONG THE WESTERLY LINE OF SAID PARCEL "B" A DISTANCE OF 47.00 FEET;

EXHIBIT "A"
VACATION OF PORTIONS OF BOREL ROAD
LEGAL DESCRIPTION

THENCE NORTH 00°43'50" WEST CONTINUING ALONG THE WESTERLY LINE OF SAID PARCEL "B" A DISTANCE OF 32.53 FEET TO THE MOST NORTHERLY CORNER OF SAID PARCEL "B" ALSO BEING A POINT ON THE SOUTHWESTERLY LINE OF SAID PARCEL "D";

THENCE NORTH 45°44'56" WEST ALONG THE SOUTHWESTERLY LINE OF SAID PARCEL "D" A DISTANCE OF 232.71 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 794.00 FEET ALSO BEING A POINT ON THE EASTERLY RIGHT OF WAY LINE OF THE NEW ALIGNMENT OF BOREL ROAD AS DEDICATED IN SAID DOCUMENT NO. 1999-490292;

THENCE ALONG SAID NORTHEASTERLY RIGHT OF WAY LINE AND SAID CURVE THROUGH A CENTRAL ANGLE OF 27°13'54" TO A POINT OF CUSP ON SAID NORTHEASTERLY RIGHT OF WAY LINE WITH THE NORTHEASTERLY LINE OF SAID PARCEL "D";

THENCE ALONG SAID NORTHEASTERLY LINE OF SAID PARCEL "D" SOUTH 45°44'56" EAST A DISTANCE OF 730.04 FEET TO THE MOST EASTERLY CORNER OF SAID PARCEL "D";

THENCE SOUTH 44°15'04" WEST ALONG THE SOUTHEASTERLY LINE OF SAID PARCEL "D" A DISTANCE OF 88.00 FEET TO THE TRUE POINT OF BEGINNING.

SEE EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

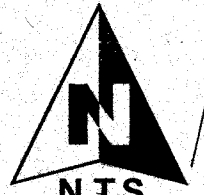
PREPARED UNDER MY SUPERVISION:
KENNETH D. TEICH PLS 5705
COUNTY SURVEYOR



BY *[Signature]* DEPUTY
4-22-14

EXHIBIT "B"

Vacating Portions of Borel Road



N.T.S.

SECTION 7, 18
T. 7S, R. 2W
S.B.M.

FRENCH VALLEY AIRPORT

SECTION 7

Easterly Property
Line Per Inst. No. 154434,
Rec. 7-2-1986

SECTION LINE

BOREL ROAD

SECTION 18

Borel Road (width undetermined) Right of Way
accepted per Board of Supervisors Resolution
Volume 40, Pages 238-240
Dated 5-3-1948

Easterly Property
Line Per Inst. No. 324327
Rec. 12-18-1986

FRENCH VALLEY AIRPORT

BOREL ROAD

Borel Road access per
agreement between the
Borel Family and the
County of Riverside
dated 12/17/2013.

SHEET 1 OF 4

STATE HIGHWAY 79

SKY CANYON DRIVE

SEE SHEET 4 OF 4

PARCEL 1

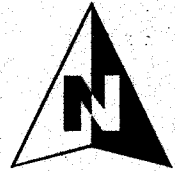
PARCEL 1

BOREL ROAD

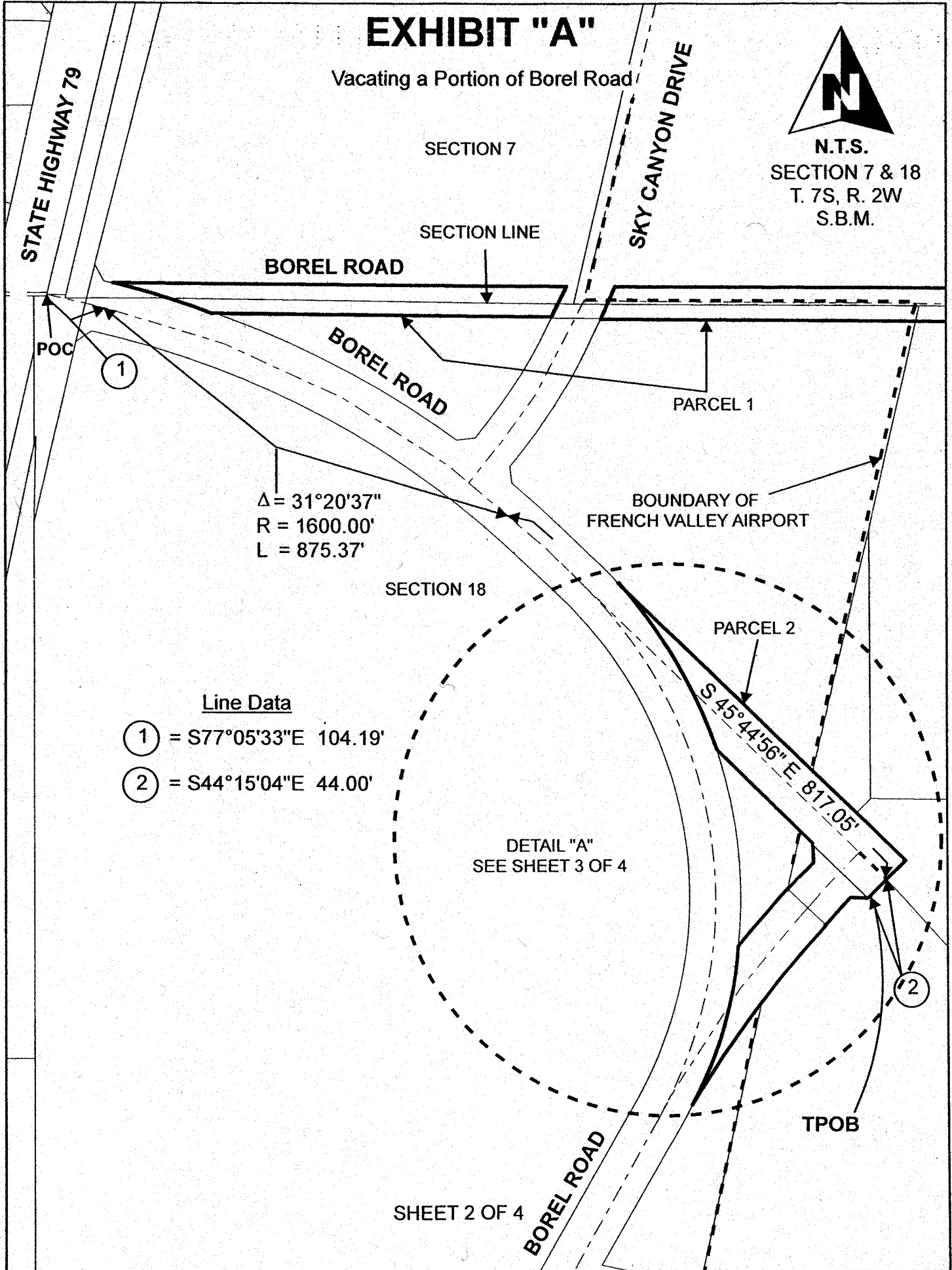
Borel Road Right of Way per
Instrument No. 32515
Rec. 1-30-1992

EXHIBIT "A"

Vacating a Portion of Borel Road



N.T.S.
SECTION 7 & 18
T. 7S, R. 2W
S.B.M.



Line Data

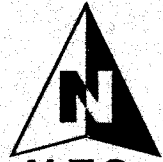
- ① = S77°05'33"E 104.19'
- ② = S44°15'04"E 44.00'

$\Delta = 31^{\circ}20'37''$
 $R = 1600.00'$
 $L = 875.37'$

S 45°44'56" E 817.05'

EXHIBIT "B"

Vacating Portions of Borel Road



N.T.S.
SECTION 18,
T. 7S, R. 2W
S.B.M.

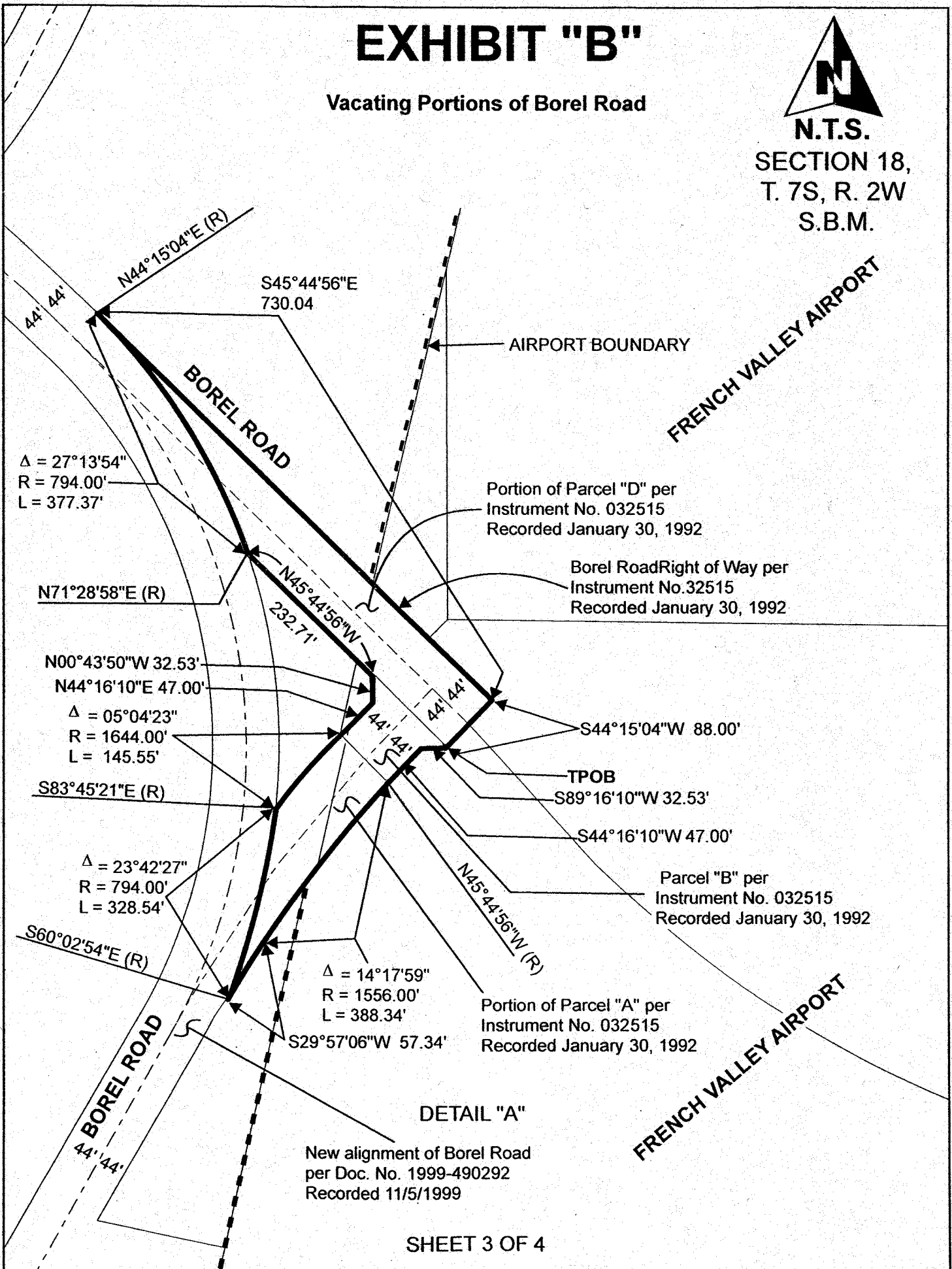
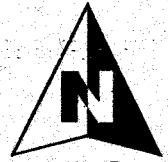


EXHIBIT "B"

Vacating Portions of Borel Road



N.T.S.

T. 7S, R. 2W
SECTION 18,
S.B.M.

Borel Road (width undetermined) Right of Way
accepted per Board of Supervisors Resolution
Volume 40, Pages 238-239
Dated May 3, 1948

Right of Way per
Instrument. No. 31490
Recorded January 29, 1992

BOREL ROAD

POC

(N32°04'27"W 32.53')

($\Delta=03^{\circ}04'09''$)
($R=1644.00'$)
($L=88.07'$)

(N 77°04'27"W 15.00')
 $\Delta = 31^{\circ}20'37''$
 $R = 1600.00'$
 $L = 875.37'$ → To BC

State Highway 79

N 77°05'33"W 104.19'

BOREL ROAD (Realigned)

44'

44'

Right of Way per
Instrument No. 32515
Recorded January 30, 1992

() - Record Data per 31490 recorded 1/29/1992





**LARRY W. WARD
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER**

Recorder
P.O. Box 751
Riverside, CA 92502-0751
(951) 486-7000

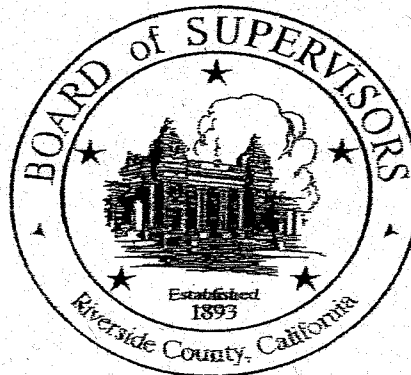
<http://riverside.asrcikrec.com>

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION OF THE SEAL for the Riverside County Board of Supervisors
(embossed on document)



Date:

7-29-14

Signature:

Karen Barton

Print Name:

Karen Barton, Board Assistant, Riverside County Clerk of the Board

